

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

Bail Appl..No. 2224 of 2007()

CRIME NO. 179 OF 2007 OF CHAVARA POLICE STATION
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PETITIONERS :

1. MUNEER,S/O.MUHAMMEDKUNJU,KANNEL
LAKSHMANAN VEETIL,PATTATHANAM MURI,CHAVARA.
2. RIYAD,S/O.MUHAMADKUNJU,CHEPPALLY
KIZHAKKETHIL,MADAPPALLY,CHAVARA.
3. SHIHAB,S/O.MUHAMADKUNJU,CHEPPLEZHATHU
VADAKETHIL,MADAPPALLY,CHAVARA.
4. NIYAS,S/O.UMMER FAROOQ,PULIPRAM VEETIL
THEKKETHIL,PATTATHANAM,CHAVARA.
5. NISSAM,S/O.ABDUL SALAM,VADAKKETHARAYIL
MENAMPALLY WARD,CHAVARA.

BY ADV. SRI.BECHU KURIAN THOMAS

RESPONDENTS:

STATE OF KERALA REPRESENTED BY PUBLIC
PROSECUTOR,HIGH COURT OF KERALA,ERNAKULAM.
THROUGH SUB INSPECTOR OF POLICE,CHAVARA POLICE
STATION.

BY PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 12/04/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. RAMKUMAR, J.

Bail Application NO. 2224 of 2007

DATED: 12-04-2007

ORDER

Petitioners who are accused Nos. 1 and 4 to 7 in Crime No. 179 of 2007 of Chavara Police Station for offences punishable under Sections 143, 147, 148, 452 and 307 read with Sec. 149 I.P.C., seek their enlargement on bail.

2. The case of the prosecution is that on 18-3-2007 the accused persons who are supporters of the N.D.F. in prosecution of their common object to attack the de facto complainant and other belonging to R.S.S. attacked them after committing criminal trespass into the house of one Suresh. The accused were armed with deadly weapons such as sword stick, iron road etc. The de facto complainant as well as the aforesaid Suresh were injured.

3. The learned Public Prosecutor opposed the application submitting inter alia that there is a grave law and order situation in that area and that after the present crime, five other crimes were registered by the police.

4. Considering the facts and circumstances of the case, even though I am inclined to grant bail to the petitioners, it can only be from a future and that too on stringent conditions. Accordingly, the petitioners are directed to be released on bail with effect from

20-04-2007 on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Karunagappally and subject to the following conditions:

- 1. The petitioners shall report before the City Police Commissioner, Thiruvananthapuram, between 9 a.m. and 11 a.m. on all Wednesdays.*
- 2. The petitioners shall not enter the limits of Kollam District until further orders to be passed either by the committal Magistrate or by the Sessions court which the case is committed for trial.*
- 3. The petitioners shall make themselves available for interrogation as and when required by the police till the filing of the final report.*
- 4. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.*
- 5. The petitioners shall not commit any offence while on bail.*

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

Bail A.No.2224 of 2007

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